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8 CLINTON D. WALLACE,  
9 Petitioner,  
10 v.  
11 DANIAL CUEVA, Warden,  
12 Respondent.

13 Case No. 23-cv-05514 NC (PR)  
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**ORDER OF TRANSFER**  
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17 Petitioner, a state prisoner at the California Medical Facility in Vacaville, which is  
18 in Solano County, has filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254.  
19 See Dkt. No. 1. Petitioner challenges his state conviction out of Solano County. *Id.* at 1.

20 Venue for a habeas action is proper in either the district of confinement or the  
21 district of conviction. See 28 U.S.C. § 2241(d). Here, Petitioner is both currently confined  
22 in and was convicted out of Solano County, which lies within the venue of the United  
23 States District Court for the Eastern District of California. See 28 U.S.C. § 84(b).  
24 Therefore, venue properly lies in that district and not in this one. See 28 U.S.C. § 1391(b).

25 Accordingly, this case is **TRANSFERRED** to the United States District Court for  
26 the Eastern District of California. See 28 U.S.C. § 1406(a). The Clerk shall terminate all  
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1 pending motions and transfer the entire file to the Eastern District of California.

2 **IT IS SO ORDERED.**

3 DATED: November 9, 2023



NATHANAEL M. COUSINS  
United States Magistrate Judge